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से भी डाउन लोड किया जा सकता है.



मध्यप्रदेश राजपत्र

(असाधारण)

प्राधिकार से प्रकाशित

क्रमांक 654]

भोपाल, सोमवार, दिनांक 4 दिसम्बर 2017—अग्रहायण 13, शक 1939

विधि और विधायी कार्य विभाग

भोपाल, दिनांक 4 दिसम्बर 2017

क्र. 19034-255-इक्कीस-अ-(प्रा.).—भारत के संविधान के अनुच्छेद 348 के खण्ड (3) के अनुसरण में, मध्यप्रदेश नगरपालिक विधि (संशोधन) विधेयक, 2017 (क्रमांक 28, सन् 2017) का अंग्रेजी अनुवाद राज्यपाल के प्राधिकार से एतद्वारा, प्रकाशित किया जाता है.

मध्यप्रदेश के राज्यपाल के नाम से तथा आदेशानुसार,
राजेश यादव, अतिरिक्त सचिव.

MADHYA PRADESH BILL

NO. 28 OF 2017

THE MADHYA PRADESH NAGARPALIK VIDHI (SANSHODHAN) VIDHEYAK, 2017

A Bill further to amend the Madhya Pradesh Municipal Corporation Act, 1956 and the Madhya Pradesh Municipalities Act, 1961.

Be it enacted by the Madhya Pradesh Legislature in the sixty-eighth year of the Republic of India as follows :—

Short title.

1. This Act may be called the Madhya Pradesh Nagarpalik Vidhi (Sanshodhan) Adhiniyam, 2017.

PART I

**AMENDMENT TO THE MADHYA PRADESH MUNICIPAL CORPORATION ACT,
1956 (No. 23 OF 1956)**

Amendment to
the Madhya
Pradesh Act No.
23 of 1956.

2. In the Madhya Pradesh Municipal Corporation Act, 1956 (No. 23 of 1956), in section 301, after sub-section (4), the following new sub-section shall be added, namely:—

“(5) In respect of cases, where building permission has been granted as per the provisions of sub-section (5) of section 294, by the registered and authorised architect or structural engineer, such architect or structural engineer shall be empowered to issue completion certificate and permission to occupy for such building after ensuring the compliance of statutory provisions and conditions of building permission. The copy of completion certificate and permission to occupy issued under this sub-section shall be provided to the Commissioner at his office within seven days.”.

PART II

**AMENDMENT TO THE MADHYA PRADESH MUNICIPALITIES ACT,
1961 (No. 37 OF 1961)**

Amendment to
the Madhya
Pradesh Act No.
37 of 1961.

3. In the Madhya Pradesh Municipalities Act, 1961 (No. 37 of 1961), in section 191, after sub-section (2), the following new sub-section shall be added, namely:—

“(3) In respect of cases, where building permission has been granted as per the provisions of sub-section (3A) of section 187, by the registered and authorised architect or structural engineer, such architect or structural engineer shall be empowered to issue completion certificate and permission to occupy for such building after ensuring the compliance of statutory provisions and conditions of building permission. The copy of completion certificate and permission to occupy issued under this sub-section shall be provided to Council at his office within seven days.”.

Repeat and
saving.

4.(1) The Madhya Pradesh Nagarpalik Vidhi (Sanshodhan) Adhyadesh, 2017 (No. 6 of 2017) is hereby repealed.

(2) Notwithstanding the repeal of the said Ordinance, anything done or any action taken under the said Ordinance shall be deemed to have been done or taken under the corresponding provision of this Act.

STATEMENT OF OBJECTS AND REASONS

In the Madhya Pradesh Municipal Corporation Act, 1956 (No. 23 of 1956) and the Madhya Pradesh Municipalities Act, 1961 (No. 37 of 1961) certain amendments are proposed to be made. Salient features of the proposed amendments are as under:-

- (1) In order to increase investment in urban areas, there is a necessity of simplification in the process under "Ease of Doing Business". The State Government has authorized the registered architects and structural engineers to issue building permission. Presently the completion certificate of building and permission to occupy or use it is issued by the Commissioner or Council of the urban local bodies after the construction of the building.
- (2) An amendment is proposed in section 301 of the Madhya Pradesh Municipal Corporation Act, 1956 and section 191 of the Madhya Pradesh Municipalities Act, 1961 to authorise registered architect and structural engineers to issue this permission.

2. As the matter was urgent and the Legislative Assembly was not in session, the Madhya Pradesh Nagarpalik Vidhi (Sanshodhan) Adhyadesh, 2017 (No. 6 of 2017) was promulgated for the purpose. It is now proposed to replace the said Ordinance by an Act of the State Legislature without modification.

3. Hence this Bill.

BHOPAL :

Dated, the 28th November 2017

MAYA SINGH

Member-in-charge.